IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 17.07.2017
Coram

The Hon'ble Mr.Justice T.S.Sivagnanam

Writ Petition No.5888 of 2005

The State of Tamil Nadu,
represented by
The Deputy Commissioner(CT),
Chennai (South) Division,
Chennai. ...Petitioner

Vs.

1.Tvl.Ind Chem ATL Ltd.,
No.79-84, Developed Plots,
Perungudi, Chennai – 96.

2.The Secretary,
The Tamil Nadu Sales Tax Appellate
Tribunal (Main Bench),
Chennai. ...Respondents

Prayer: Writ Petition, filed under Article 226 of the Constitution of India, for issuance of Writ of Certiorari, calling for the records on the files of the second respondent pertaining to the order, dated 23.05.2003 made in S.T.A.No.585 of 2002 and quash the same as illegal.

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For Petitioner : Mr.S.Kanmani Annamali,
Additional Government Pleader (Tax)

For Respondents : No appearance

O R D E R

http://www.judis.nic.in

The State has filed this Writ Petition, challenging the order passed by the second respondent/Tribunal.

2. The first respondent is the contesting respondent, against whom, the Writ Petition was dismissed, vide order, dated 24.06.2011. Therefore, the Writ Petition cannot be proceeded as against the second respondent/Tribunal. Hence, the Writ Petition is dismissed as against the second respondent/Tribunal also. The petitioner is given liberty to file Application for restoration of the Writ Petition. If such Application is filed, Registry shall entertain the same, without reference to the limitation and list the matter before the Court. No costs.

17.07.2017

sd/klt
Index : yes/no

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To

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T.S.Sivagnanam, J.

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